

AGENDA MINUTES

Tuesday, March 17, 2009

Legislative Day No. 8

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) - **BRIEFING HELD**

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)

Chairperson Bland commenced the Presentation of Proclamations/Commendations at 10:04 A.M. and concluded at 10:29 A.M.

Joint proclamation **presented to Faviola Donato-Galindo, Community Education Specialist, and Nathan Fosset, Volunteer of the Transplant Consortium, recognizing April 2009 as “Donate Life Month” in Prince George’s County.** (Council Chairperson Marilyn M. Bland, County Executive representative Marcus Jackson, Council Member Ingrid M. Turner, Council Member Eric Olson, Council Member Andrea C. Harrison, Council Member Will Campos and Council Member Thomas E. Dernoga) - **PRESENTED**

Council Chairperson Marilyn M. Bland, County Executive representative Marcus Jackson, Council Members Ingrid M. Turner, Eric Olson, Andrea C. Harrison, Will Campos and Thomas E. Dernoga presented a Joint Proclamation to Faviola Donato-Galindo, Community Education Specialist, and Nathan Fosset, Volunteer of the Transplant Consortium, recognizing April 2009 as “Donate Life Month” in Prince George’s County. Faviola Donato-Galindo and Nathan Fosset were present to accept.

Proclamation **presented to Boy Scout Troop #403 recognizing their “Exemplary Community Service” in Prince George’s County.** (Council Chairperson Marilyn M. Bland, Council Member Ingrid M. Turner, Council Member Eric Olson, Council Member Andrea C. Harrison, Council Member Tony Knotts, Council Member Will Campos, Council Member Thomas E. Dernoga, Council Member Samuel H. Dean, and Todd Turner, Mayor Pro Tem of the City of Bowie) - **PRESENTED**

Council Chairperson Marilyn M. Bland, Council Members Ingrid M. Turner, Eric Olson, Andrea C. Harrison, Tony Knotts, Will Campos, Thomas E. Dernoga, Samuel H. Dean, and Todd Turner, Mayor Pro Tem of the City of Bowie presented a Proclamation to Boy Scout Troop #403 recognizing their “Exemplary Community Service” in Prince George’s County. Representatives from Troop #403 were present to accept.

Proclamation **presented to Fire Lieutenant Douglas P. Sudick recognized for being named “Maryland State Fire Fighter of the Year”**. (Council Chairperson Marilynn M. Bland, Council Member Ingrid M. Turner, Council Member Samuel H Dean, Council Member Campos, Council Member Eric Olson, Council Member Tony Knotts, Council Member Andrea C. Harrison and Todd Turner, Mayor Pro Tem of the City of Bowie) - **PRESENTED**

Council Chairperson Marilynn M. Bland, Council Members Ingrid M. Turner, Samuel H. Dean, Eric Olson, Tony Knotts, Will Campos, Andrea C. Harrison and Todd Turner, Mayor Pro Tem of the City of Bowie presented a Proclamation to Fire Lieutenant Douglas P. Sudick recognized for being named “Maryland State Fire Fighter of the Year”. Lt. Sudick, accompanied by his wife, was present to accept.

Proclamation **presented to David Murray student of Eleanor Roosevelt High School being recognized as the Governor’s nomination for the student seat on the State Board**. (Council Chairperson Marilynn M. Bland, Council Member Ingrid M. Turner, Council Member Samuel H. Dean, Council Member Tony Knotts, Council Member Eric Olson, Council Member Andrea C. Harrison, Council Member Will Campos, Council Member Thomas E. Dernoga and Todd Turner, Mayor Pro Tem of the City of Bowie) - **PRESENTED**

Council Chairperson Marilynn M. Bland, Council Members Ingrid M. Turner, Samuel H. Dean, Tony Knotts, Eric Olson, Andrea C. Harrison, Will Campos, Thomas E. Dernoga and Todd Turner, Mayor Pro Tem of the City of Bowie presented a Proclamation to David Murray student of Eleanor Roosevelt High School being recognized as the Governor’s nomination for the student seat on the State Board. David Murray was present to accept.

CALL TO ORDER: - Chairperson Bland called to order at 10:31 A.M. with the following Council Members present:

*Marilynn M. Bland
Will Campos
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum (Absent)
Andrea C. Harrison
Tony Knotts
Eric C. Olson
Ingrid M. Turner*

*Others Present:
Craig S. Price, Council Administrator
Robert J. Williams Jr., Deputy Council Administrator
Todd Turner, Legislative Officer
Frank Porter, PSFM Committee Director*

*Russell King, Associate County Attorney
Marcus Jackson, County Council Liaison, Office of the County Executive*

INVOCATION: - *The Invocation was led by Pastor Victor Kirk, Sharon Bible Fellowship, Lanham, Maryland. Council Member Bland requested special prayers for Council Member Exum and for Chairperson' father (Mr. Gordon) both recovering from surgery. Council Member Dean for David Leibowitz, Office of Law, Deputy County Attorney and Council Member Campos for Sylvia Brown's mother being treated for pneumonia and who is in the Intensive care Unit.*

PLEDGE OF ALLEGIANCE: - *The pledge of allegiance was led by Council Member Harrison.*

POINT OF PERSONAL PRIVILEGE

Council Member Olson acknowledged University of Maryland's participation in March Madness.

1. **CONSENT AGENDA – ADOPTED AND ALL ACTIONS APPROVED**

All items listed under the consent agenda have been distributed to each member of the Council for review, are considered to be routine and will be acted upon by motion in the form listed. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and considered separately.

- (a) Approval of County Council Minutes dated March 10, 2009
- **APPROVED**

- (b) **First Reading of Bills (Presentation)**

CB-12-2009 – AN ACT CONCERNING HOUSING AND ZONING VIOLATIONS – CIVIL MONETARY FINES for the purpose of amending the schedule of civil monetary fines for Zoning Ordinance and Housing Code violations. - **PRESENTED**

Council Bill 12 was presented by Council Member Bland and referred to the Transportation, Housing and the Environment (THE) Committee.

Council Member Dernoga moved adoption of the Consent Agenda; seconded by Council Member Dean. The motion carried by voice vote.

2. **CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA**

No items were considered

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT**

- (a) Transmittal letters to the Honorable Melony G. Griffith, Chair, Prince George's House Delegation and the Honorable C. Anthony Muse, Chair, Prince George's Senate Delegation, expressing the positions of the County Council on proposed State legislation.
- **CHAIRPERSON AUTHORIZED TO SIGN**

Todd Turner, Legislative Officer, provided a verbal report of the actions and recommendations from the Committee of the Whole (COW) to the Council. A letter was proposed for sending to the Honorable Melony G. Griffith, Chair, Prince George's House Delegation and the Honorable C. Anthony Muse, Chair, Prince George's Senate Delegation, expressing the positions of the County Council on proposed State legislation. Council Member Dean moved to authorize the Chairperson's signature; seconded by Council Member Knotts. The motion carried 8-0. (Absent: Council Member Exum).

Council Member Dernoga moved to accept additional items to the Agenda; seconded by Council Member Dean. The motion carried by voice vote.

4. **SECOND READING OF BILLS – (INTRODUCTION)**

CB-3-2009 (DR-2) - AN ACT CONCERNING TAXICAB REGULATIONS for the purpose of amending provisions of the Code relating to regular taxicab rates and the emergency fuel cost surcharge. - **INTRODUCED**

Council Member Knotts, Vice Chair, of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 3 (DR-2) was introduced by Council Members Olson, Harrison, Dean, Campos and Dernoga. Council Bill 3 (DR-2) was favorably reported out of the Public Safety and Fiscal Management (PSFM) Committee on 03/04/2009 with amendments.

PUBLIC HEARING SCHEDULED FOR APRIL 7, 2009 @10:00 A.M.

CB-5-2009 – AN ACT CONCERNING AMENDING THE ENERGY REAL PROPERTY TAX CREDIT for the purpose of amending the tax credit for real property for residential homeowners who utilize solar energy conservation devices. - **INTRODUCED**

Council Member Knotts, Vice Chair, of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 5 was introduced by Council Members Olson, Dernoga, Campos, Turner and Harrison. Council Bill 5 was favorably reported out of the Public Safety and Fiscal Management (PSFM) Committee on 03/04/2009.

PUBLIC HEARING SCHEDULED FOR APRIL 7, 2009 @10:00 A.M.

ADDITIONS TO THE AGENDA

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT**

- (b) Joint signature letter to Martin O'Malley, Governor, State of Maryland, requesting the statewide distribution of transportation stimulus dollars allocated by the State Highway Administration to Prince George's County through the American Recovery and Reinvestment Act. -

CHAIRPERSON AUTHORIZED TO SIGN

A letter was proposed for sending to Martin O'Malley, Governor, State of Maryland, requesting the statewide distribution of transportation stimulus dollars allocated by the State Highway Administration to Prince George's County through the American Recovery and Reinvestment Act. Council Member Dean moved to authorize the Chairperson's signature; seconded by Council Member Knotts. The motion carried 8-0. (Absent: Council Member Exum).

4. **SECOND READING OF BILLS – (INTRODUCTION) – (page 3)**

CB-6-2009 – AN ACT CONCERNING THE PROHIBITION OF THE SALE, OFFER OR DISTRIBUTION OF CERTAIN CIGAR PRODUCTS for the purpose of amending the provisions of the County Code prohibiting the sale, offer or distribution of cigar and cigar products intended for or designed for the use in ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish, or hashish oil into the human body to minor and in quantities fewer than packages of five. - **DISCHARGED FROM THE HEALTH, EDUCATION AND HUMAN SERVICES (HEHS) COMMITTEE; INTRODUCED**

Council Member Dean moved to discharge CB-6 from the Health, Education and Human Services (HEHS) Committee; seconded by Council Member Knotts. The motion carried 8-0. (Absent: Council Member Exum). Council Bill 6 was introduced by Council Members Dean, Harrison, Bland and Knotts.

MOTION REQUIRED TO DISCHARGE COMMITTEE TO ALLOW FOR INTRODUCTION OF CB-6-2009. (6 VOTES REQUIRED)

PUBLIC HEARING SCHEDULED FOR APRIL 7, 2009 @10:00 A.M.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Mr. Jim Foster, President, Anacostia Watershed Society, addressed the Council regarding Environmental issues and finding solutions. Mr. Foster offered his continued service to the County.

ADJOURN: - Chairperson Bland adjourned the meeting at 10:52 A.M.

POINT OF PERSONAL PRIVILEGE:

County Executive, Jack Johnson, introduced to the Council Mr. David Chardavoyne, recommended by the County Executive and by Montgomery County Executive, Isiah Leggett, to be named as Chief Executive Officer/General Manager of Washington Suburban Sanitary Commission (WSSC). Having just satisfied a Press Conference, the nomination for this Washington Suburban Sanitary Commission (WSSC) position is expected to move forward. Over twenty applicants were considered and interviewed by both jurisdictions. Mr. Chardawoyne was present and provided a few remarks about his qualifications, experience and his desire to make Washington Suburban Sanitary Commission (WSSC) the best facility in the United States.

RECONVENED: - Chairperson Bland reconvened as the Committee of the Whole at 10:56 A.M. to address General Assembly items.

GENERAL ASSEMBLY/COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM) - COMMITTEE MEETING HELD - Concluded at 1:03 P.M.

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Redis C. Floyd, Clerk of the Council